

EBEXH  
36

Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554

In the Matter of	)	MB Docket No. 04-191
	)	
San Francisco Unified School District	)	
	)	
For Renewal of License for Station KALW(FM),	)	Facility ID No. 58830
San Francisco, California	)	File No. BRED-19970801YA

To: San Francisco Unified School District

**ENFORCEMENT BUREAU'S REQUEST FOR  
ADMISSION OF FACTS AND GENUINNESS OF DOCUMENTS**

The Enforcement Bureau, pursuant to section 1.246 of the Commission's Rules, 47 C.F.R. § 1.246, hereby requests that, within ten (10) days of service of this Request, San Francisco Unified School District ("SFUSD") admit to the truth of the following facts and genuineness of the attached documents, as set forth in the following numbered paragraphs. Each response shall be labeled with the same number as the subject admission request and shall be made under oath or affirmation of the person providing the response. SFUSD, as defined below, is reminded that "[a] denial shall fairly meet the substance of the requested admission, and when good faith requires that a party deny only a part or a qualification of a matter of which an admission is requested, he shall specify so much of it as true and deny only the remainder." 47 CFR § 1.246(b).

**Definitions**

For this document, the following definitions apply:

"SFUSD" means San Francisco Unified School District, any d/b/a, and each of its members during the period January 1, 1991 to the present.

"Mr. Ramirez" means Mr. Jeffrey Ramirez.

Federal Communications Commission	
Docket No. <u>04-191</u>	Exhibit No. <u>36</u>
Presented by <u>ES</u>	
Disposition	Identified <u>5/26/05</u>
	Received <u>5/26/05</u>
	Rejected _____
Reporter <u>E. Staden</u>	
Date <u>5/26/05</u>	

"Mr. Rojas" means Mr. Waldemar Rojas.

"Mr. Helgeson" means Mr. William Helgeson.

"Ms. Hecht" means Ms. Susen (or Susan) Hecht.

"Mr. Sanchez" means Mr. Ernest T. Sanchez, an attorney who has represented and continues to represent SFUSD, the Sanchez Law Firm, and any employee thereof.

"False" with respect to an answer to a question appearing on an FCC application, means incorrect or inaccurate, without regard to the intent of the person or persons who answers the question and/or signs the application.

"KALW" means radio broadcast station KALW(FM), San Francisco, California.

The "Commission" or the "FCC" means the Federal Communications Commission and any employee thereof.

#### Admissions Requests

1. Attachment A is a true and accurate copy of the application filed at the FCC on behalf of SFUSD for renewal of license for KALW (File No. BRED-19970801YA).
2. Mr. Ramirez oversaw preparation of the original of Attachment A.
3. At the time that he oversaw preparation of the original of Attachment A, Mr. Ramirez was general manager of KALW.
4. Mr. Ramirez intended that SFUSD should respond "yes" to question 2 of page 3 of Attachment A, which asks: "Has the applicant placed in its public inspection file at the appropriate times the documentation required by 47 C.F.R. Section 73.3526 and 73.3527?".
5. Prior to sending Attachment A to a representative of SFUSD for signature,

Mr. Ramirez conferred with Mr. Sanchez about what was required to be in the KALW public inspection file.

6. In overseeing the preparation of the original of Attachment A, Mr. Ramirez was acting within the authority delegated to him by SFUSD.
7. In August 1996, Mr. Ramirez was provided information about the KALW public inspection file by the late Dave Evans, then chief engineer of KALW.
8. Attachment B is a true and accurate copy of a document titled "LICENSE RENEWALS MATERIALS - - IN FILES AT PRESENT," which was prepared by Ms. Hecht in June 1997.
9. Ms. Hecht gave the original or a copy of Attachment B to Mr. Ramirez in June 1997.
10. Mr. Ramirez read the original or a copy of Attachment B prior to the completion of the original of Attachment A.
11. After reading the original or a copy of Attachment B, Mr. Ramirez made no further use of it.
12. Attachment C is a true and accurate copy of the SFUSD 1993 Supplemental Report (From KALW Public Inspection File), which appeared as an attachment in a letter dated April 5, 2001, from Mr. Sanchez to Linda Blair, Chief, Audio Services Division, Mass Media Bureau, FCC.
13. On or about the date that Mr. Ramirez transmitted the original of Attachment A to a representative of SFUSD for signature, the KALW public inspection file did not include the original or a copy of Attachment C.
14. On or about the date that Mr. Ramirez transmitted the original of Attachment

A to a representative of SFUSD for signature, Mr. Ramirez knew that the KALW public inspection file did not include the original or a copy of Attachment C.

15. Attachment D is a true and accurate copy of the SFUSD 1995 Supplemental Report (From KALW Public Inspection File), which appeared as an attachment in a letter dated April 5, 2001, from Mr. Sanchez to Linda Blair, Chief, Audio Services Division, Mass Media Bureau, FCC.
16. On or about the date that Mr. Ramirez transmitted the original of Attachment A to a representative of SFUSD for signature, the KALW public inspection file did not include the original or a copy of Attachment D.
17. On or about the date that Mr. Ramirez transmitted the original of Attachment A to a representative of SFUSD for signature, Mr. Ramirez knew that the KALW public inspection file did not include the original or a copy of Attachment D.
18. On or about the date that Mr. Ramirez transmitted the original of Attachment A to a representative of SFUSD for signature, the KALW public inspection file did not include the original or a copy of all of the quarterly issues/programs lists required by 47 C.F.R. Section 73.3527.
19. On or about the date that Mr. Ramirez transmitted the original of Attachment A to a representative of SFUSD for signature, Mr. Ramirez knew that the KALW public inspection file did not include the original or a copy of all of the quarterly issues/programs lists required by 47 C.F.R. Section 73.3527.
20. Mr. Rojas, or someone who had authority to do so, signed his name to the

original of Attachment A on page 5 on or about July 30, 1997.

21. In so signing Mr. Rojas's name to the original of Attachment A, SFUSD intended to certify that the statements in the application were true, complete and correct to the best of its knowledge and belief, and were made in good faith.
22. On or about July 30, 1997, Mr. Rojas had no personal knowledge as to whether SFUSD had placed in the KALW public inspection file at the appropriate times the documentation required by 47 C.F.R. Section 73.3527.
23. On or about July 30, 1997, Mr. Ramirez knew that SFUSD had not placed in the KALW public inspection file at the appropriate times the documentation required by 47 C.F.R. Section 73.3527.
24. On or about July 30, 1997, the KALW public inspection file was located in Mr. Helgeson's office at KALW.
25. Prior to July 30, 1997, Mr. Helgeson provided assistance to update and maintain the KALW public inspection file.

Respectfully submitted,



William D. Freedman, Deputy Chief  
James W. Shook, Special Counsel  
Dana E. Leavitt, Special Counsel  
Investigations and Hearings Division  
Enforcement Bureau

Federal Communications Commission  
445 12<sup>th</sup> Street, S.W., Room 4-C330  
Washington, D.C. 20554  
(202) 418-1420

August 19, 2004

CERTIFICATE OF SERVICE

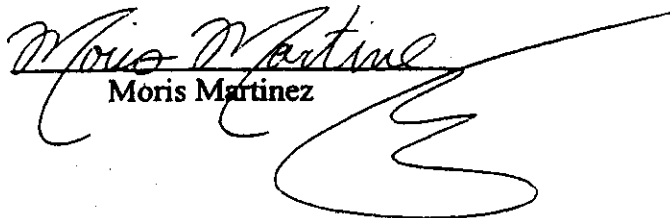
Moris Martinez, a clerk in the Enforcement Bureau's Investigations and Hearings Division, certifies that he has, on this 19<sup>th</sup> day of August, 2004, sent by first class United States mail, electronic mail (e-mail) or delivered by hand, copies of the foregoing "Enforcement Bureau's Request for Admission of Facts and Genuineness of Documents" to:

Marissa G. Repp, Esq.  
Hogan & Hartson L.L.P.  
555 Thirteenth Street, N.W.  
Washington, D.C. 20004-1109

Louise H. Renne, Esq.  
Renne Sloan Holtzman & Sakai, LLP  
188 The Embarcadero, Suite 200  
San Francisco, CA 94105

Ernest T. Sanchez, Esq.  
The Sanchez Law Firm  
2300 M Street, N.W., Suite 800  
Washington, D.C. 20037

Chief Administrative Law Judge Richard L. Sippel (by hand)  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W., Room 1-C768  
Washington, D.C. 20054

  
Moris Martinez

# ATTACHMENT A



FOR  
FCC  
USE  
ONLY

PN 872-97

**FCC 303-S**  
**APPLICATION FOR**  
**RENEWAL OF LICENSE**  
**FOR AM, FM, TV,**  
**TRANSLATOR OR**  
**LPTV STATION**

FOR COMMISSION USE ONLY

FILE NO.

070801 YA

AM, FM and TV APPLICANTS MUST COMPLETE AND SUBMIT SECTIONS I, II, III AND V ONLY.

FM TRANSLATOR, TV TRANSLATOR and LPTV APPLICANTS MUST COMPLETE AND SUBMIT SECTIONS I, II, IV AND V ONLY.

IF APPLICATION IS FOR RENEWAL OF LICENSES FOR BOTH A PRIMARY STATION and A CO-OWNED TRANSLATOR WHICH REBROADCASTS THE PRIMARY STATION'S SIGNAL, APPLICANT MUST COMPLETE AND SUBMIT SECTIONS I, II, III, IV AND V.

**SECTION I (FEE INFORMATION) - TO BE COMPLETED BY ALL APPLICANTS**

1. PAYOR NAME (Last, First, Middle Initial)

RAMIREZ, JEFFREY, P.

MAILING ADDRESS (Line 1) (Maximum 35 characters)

500 MANSELL STREET

MAILING ADDRESS (Line 2) (Maximum 35 characters)

CITY

SAN FRANCISCO

STATE OR COUNTRY (if foreign address)

CALIFORNIA

ZIP CODE

94134

TELEPHONE NUMBER (include area code)

415-841-4121

CALL LETTERS

KALW

OTHER FCC IDENTIFIER (IF APPLICABLE)

2. A. Is a fee submitted with this application?

☐ Yes ☒ No

B. If No, indicate reason for fee exemption (see 47 C.F.R. Section 1.1112):

☐

Governmental Entity

☒

Noncommercial educational licensee

☐

Other (Please explain):

C. If Yes, provide the following information:

Enter in Column (A) the correct Fee Type Code for the service you are applying for. Fee Type Codes may be found in the "Mass Media Services Fee Filing Guide." Column (B) lists the Fee Multiple applicable for this application. Enter in Column (C) the result obtained from multiplying the value of the Fee Type Code in Column (A) by the number listed in Column (B).

	(A) FEE TYPE CODE	(B) FEE MULTIPLE (if required)	(C) FEE DUE FOR FEE TYPE CODE IN COLUMN (A)	FOR FCC USE ONLY
(1)	<div><div></div><div></div><div></div></div>	<div><div></div><div></div><div></div><div></div></div>	<div>\$</div>	

To be used only when you are requesting concurrent actions which result in a requirement to list more than one Fee Type Code.

	(A)	(B)	(C)	FOR FCC USE ONLY
(2)	<div><div></div><div></div><div></div></div>	<div><div></div><div></div><div></div><div></div></div>	<div>\$</div>	

ADD ALL AMOUNTS SHOWN IN COLUMN C, LINES (1) AND (2), AND ENTER THE TOTAL HERE.  
THIS AMOUNT SHOULD EQUAL YOUR ENCLOSED REMITTANCE.

TOTAL AMOUNT  
REMITTED WITH THIS  
APPLICATION

\$

FOR FCC USE ONLY

# SECTION II - TO BE COMPLETED BY ALL APPLICANTS

1. NAME OF LICENSEE OF AM, FM OR TV STATION <b>SFUSD</b>		NAME OF LICENSEE OF FM OR TV TRANSLATOR OR LOW POWER TV STATION	
MAILING ADDRESS <b>500 MANSELL STREET</b>			
CITY <b>SAN FRANCISCO</b>		STATE <b>CA</b>	ZIP CODE <b>94134</b>

2. This application is for: ☐ Commercial ☒ Noncommercial

(a) ☐ AM ☒ FM ☐ TV

Call Letters <b>KALW</b>	Community of License	
	City <b>SAN FRANCISCO</b>	State <b>CA</b>

(b) ☐ FM Translator ☐ TV Translator ☐ Low Power TV

Call Letters	Area Licensed to Serve	
	City	State

Call Letters	Area Licensed to Serve	
	City	State

3. Attach as an Exhibit an identification of any FM booster or TV booster station for which renewal of license is also requested.

Exhibit No.

Is the applicant in compliance with the provisions of Section 310 of the Communications Act of 1934, as amended, relating to interests of aliens and foreign governments?

☒ Yes ☐ No

Exhibit No.

If No, attach as an Exhibit an explanation.

5. Since the filing of the applicant's last renewal application or any other application for the subject station(s), has an adverse finding been made or final action been taken by any court or administrative body with respect to the applicant or parties to the application in a civil or criminal proceeding, brought under the provisions of any law relating to the following: any felony; mass media related antitrust or unfair competition; fraudulent statements to another governmental unit; or discrimination?

☒ Yes ☐ No

If the answer is Yes, attach as an Exhibit a full disclosure concerning the persons and matters involved, including an identification of the court or administrative body and the proceeding (by dates and file numbers), and the disposition of the litigation. Where the requisite information has been earlier disclosed in connection with another application or as required by 47 U.S.C. Section 1.65(c), the applicant need only provide: (i) an identification of that previous submission by reference to the file number in the case of an application, the call letters of the station regarding which the application or Section 1.65 information was filed, and the date of filing; and (ii) the disposition of the previously reported matter.

Exhibit No.

6. Would a Commission grant of this application come within 47 C.F.R. Section 1.1307, such that it may have a significant environmental impact, including exposure of workers or the general public to levels of RF radiation exceeding identified health and safety guidelines issued by the American National Standards Institute?

☐ Yes ☒ No

NOTE: Licensees of FM translator stations transmitting with an effective radiated power (ERP) of 100 watts or less are not subject to the RF radiation requirements of 47 C.F.R. Section 1.1307(b).

If Yes, attach as an Exhibit an Environmental Assessment, as required by 47 C.F.R. Section 1.1311.

If No, explain briefly why not.

Exhibit No.

☒ Explanation attached

Attachment 2

**SECTION III: TO BE COMPLETED BY COMMERCIAL AND NONCOMMERCIAL AM, FM and TV APPLICANTS ONLY**

**1. Have the following reports been filed with the Commission:**

(a) The Broadcast Station Annual Employment Reports (FCC Form 395-B), as required by 47 C.F.R. Section 73.3612?

☒ Yes ☐ No

If No, attach as an Exhibit an explanation.

Exhibit No.

(b) The applicant's Ownership Report (FCC Form 323 or 323-E), as required by 47 C.F.R. Section 73.3615?

☒ Yes ☐ No

If No, give the following information:

Date last ownership report was filed:

Call letters of station for which it was filed:

**2. Has the applicant placed in its public inspection file at the appropriate times the documentation required by 47 C.F.R. Section 73.3526 and 73.3527?**

☒ Yes ☐ No

If No, attach as an Exhibit a complete statement of explanation.

Exhibit No.

**3. FOR COMMERCIAL AM, FM AND TV APPLICANTS ONLY:**

Is the station currently on the air?

☐ Yes ☐ No

If No, attach as an Exhibit a statement of explanation, including the steps the applicant intends to take to restore service to the public.

Exhibit No.

**4. FOR COMMERCIAL TV APPLICANTS ONLY:**

(a) Attach as an Exhibit a summary of the applicant's programming response, nonbroadcast efforts and support for other stations' programming directed to the educational and informational needs of children 16 years old and under, and reflecting the most significant programming related to such needs which the licensee has aired, as described in 47 C.F.R. Section 73.3526(a)(8)(iii).

Exhibit No.

(b) For the period of time covered by this report, has the applicant complied with the limits on commercial matter as set forth in 47 C.F.R. Section 73.670? (The limits are no more than 12 minutes of commercial matter per hour on weekdays, and no more than 10.5 minutes of commercial matter per hour during children's programming on weekends. The limits also apply pro rata to children's programs which are 5 minutes or more and which are not part of a longer block of children's programming.)

☐ Yes ☐ No

(c) If No, submit as an Exhibit a list of each segment of programming 5 minutes or more in duration designed for children 12 years old and under and broadcast during the license period which contained commercial matter in excess of the limits. For each programming segment so listed, indicate the length of the segment, the amount of commercial matter contained therein, and an explanation of why the limits were exceeded.

Exhibit No.

# SECTION V: TO BE COMPLETED BY ALL APPLICANTS

FOR AM, FM OR TV APPLICANTS ONLY: Applicant has attached Sections I, II, III, and V only.

☒ Yes ☐ No

FOR FM TRANSLATOR, TV TRANSLATOR OR LPTV APPLICANTS ONLY: Applicant has attached Sections I, II, IV and V only.

☐ Yes ☐ No

FOR CO-OWNED TRANSLATOR AND PRIMARY STATION APPLICANTS ONLY: Applicant has attached Sections I, II, III, IV and V.

☐ Yes ☐ No

The APPLICANT hereby waives any claim to the use of any particular frequency or of the electromagnetic spectrum as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and requests an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as amended.)

The APPLICANT acknowledges that all the statements made in this application and attached exhibits are considered material representations and that all the exhibits are a material part hereof and are incorporated herein as set out in full in the application.

## CERTIFICATION

1. By checking Yes, the applicant certifies, that, in the case of an individual applicant, he or she is not subject to a denial of federal benefits that includes FCC benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. Section 862, or, in the case of a non-individual applicant (e.g., corporation, partnership or other unincorporated association), no party to the application is subject to a denial of federal benefits that includes FCC benefits pursuant to that section. For the definition of a "party" for these purposes, see 47 C.F.R. Section 1.2002(b).

☒ Yes ☐ No

2. I certify that the statements in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith.

Name WALDEMAR ROJAS	Signature <i>Waldemar Rojas (L.E.)</i>
Title SUPERINTENDENT	Date 1/30/97

WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001), AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. CODE, TITLE 47, SECTION 312(a)(1)), AND/OR FORFEITURE (U.S. CODE, TITLE 47, SECTION 503)

EXHIBIT 1

5. Yes.

The applicant is a large public entity and political subdivision of the State of California. The applicant has more than 4,000 employees and 62,000 students under its jurisdiction. Consequently, the applicant is engaged in a considerable amount of litigation. Since 1990, there have been a handful of administrative agency decisions concluding that the applicant engaged in discrimination against an individual employee. There have been no similar court decisions.

Administrative actions against the District (e.g., Department of Education's Office of Civil Rights; Equal Employment Opportunity Commission) are not logged in a fashion which would enable the District to identify a particular proceeding or dispute. Consequently, the information you are requesting cannot be provided. However, none of the very few administrative determinations have involved KALW or its employees.

TO: Jeff Ramirez General Manager  
FM: Dave Evans Chief Engineer  
DT: July 22, 1997  
RE: Environmental Assessment - RF Exposure Statement

You may answer **NO** to the environmental question (Form 303-S, Section II, Question 6) AND include the following statement in support of the response:

"Based on consultation with Hammett and Edison, Inc., FCC Consulting Engineers on 07/16/1997, I have determined that the operation of our facilities will not have a significant environmental impact as defined by Section 1.1307, which includes consideration of the exposure of workers or the general public to levels of RF radiation exceeding identified guidelines as issued by ANSI. I have examined the Commission's environmental requirements in 47 Condensed Federal Register Section 1.1307 and OST Bulletin #65 dated October, 1985."

Please file this memo with your work sheets for 1997 license renewal for possible future reference.

Thank You

☐

## ATTACHMENT B

LICENSE RENEWALS MATERIALS -- IN FILES AT PRESENT

CONTENTS

ers. Reports

Ownership Reports for non-commercial educational broadcast stations for the following dates:

1/31/91; 11/90; 3/3/89; 9/16/88; 7/28/88; 7/5/83

Minority Ownership - 2/28/88 and 2/10/89

ual Employee  
orts 73-Current

All years included EXCEPT 1994, 1990, 1989.

REPORTS

~~XXXXXXXXXXXX~~ Missing: 1992, 1990, 1989, 1988 and 1983.

APPS

Letter to FCC from Dw Evans regarding 1997 Red Authenticator Envelope and EAS Handbook

Application for Renewal of noncommercial Educational Broadcast state license dated 1/7/80

Emergency Broadcast System Authorization dated --, but effective 10/1/88

---

~~App for renewal of license for commercial and noncommercial~~  
~~.....station dated 7/8/83~~

License renewal authorization for period 11/16/83 to 12/01/90

Receipt of Renewal Application Notice (received 7/7/80)

Certificate of Renewal of License dated ~~12/1/83~~ (received 7/21/83)

Non-Commercial Educational FM Broadcast Station License dated 11/22/77

---

Exhibit E, page 1 of 4



Non-Commercial Educational FM Broadcast Station License dated 11/22/77

THORISATION  
ADCAST 1980

Modification of Construction Permit 2/24/75

Fm Broadcast Station License dated 11/22/77

90 RENEWAL

Ownership Report for Noncommercial Education Broadcast station with Broadcast EEO Program Report; FCC Form 303-s, transmittal letter, letter from consulting engineers, receipt of app notification, transmitter operating log for 6/1/90 and 6/16/90, trans op log for 7/16/90, and reply to query letter from Eads at FCC (dated 1/14/91)

1980

Certificate of Renewal w/ blank app forms attached, plus authorization for renewal from 11/16/83 to 12/01/90. Also cover letter from station manager to FCC transmitting FCC forms and station log. Log attached, but no forms.

974 RENEWAL

Apparently complete application dated 6/21/74. Assorted duplicates of attachments to app and miscellaneous forms.

AGREEMENT

One copy dated 1973

AGE MAP

Letter from CPB re coverage, attached to KALW faxed response dated 4/19/96, plus miscellaneous loose copies of proposed coverage map

ROUHAHA

Correspondence during May 1994 between KALW and NRA re the Association's threat to sue for equal time.

YOUS

Miscellaneous done and/or thank you letters dated during 1987 and 1988 plus 4 from 91 and 92.

EASE

Copy of 1984 lease plus 5/1/90 Evans memo to Del Solar re update copy of new lease for files, and noting attachment as memo as cover letter to transmittal materials for renewal

Exhibit E, page 2 of 4

2/2 license renewal materials

<u>LE NAME</u>	<u>CONTENTS</u>
IS & PROGRAMS 1992	Incomplete 1992 (Winter and Spring ONLY) Complete 1991; partials for 97 - 89
LITICAL FILE	3 letters dated 6/11/87; 5/22/90; 5/22/90
OGRAM LIST	Empty
DERWRITING REPORTS	Enumeration of signed contracts and trade-out for November/December 96 - April '97
NOR LISTS	1 underwriting agreement for Jazz Rhythm(13 weeks) dated 6/30/92  1 CPB offer of grant for 1980
OGRAM CONTRACTS 90	1990 contracts plus a few 19-91
TERCONNECTION REEMENT	1 Executed copy of agreement valid through 1999
O SAT. STATION CENSE	Applications for Renewal of Radio SCation License in in 1978 and 1979; three letters in 1978 from DC counsel.
TE WHITE AUTHORISA-	Auth. dated 29 Oct '79; renewal certificate 8/13/85- 12/1/85 (extended to 12/1/90); letter from CPB transmitting Application Report for satellite earth terminal
OGRAM CONTRACTS	Several from 88/89; remainder partial 91/92.
MMUNICATIONS W/ C	2/11/89 letter advising of move to KSFO as result of earthquake damage
DS UPDATE	8/18/89 presentation from American Indian AIDS institute of SF regard documentary, Mother Earth Has AIDS

Exhibit E, page 3 of 4

R FILING

Comments of SFUSD dated 10/28/91

~~REWRITING AGREE- Assorted from '91 and '92~~

TS

PLEASE FOR AFFIRMA-  
E ACTION

Petitions in favour of continuing Simulcast received  
at station in 1990

BOE BYLAWS

dated 1/30/85. Surely, changes have occurred since.

DEF OPERATOR'S  
STATEMENT

Dated 5/27/87

Exhibit E, page 4 of 4

## **ATTACHMENT C**

**SFUSD 1993**

**SUPPLEMENTAL REPORT**

**(From KALW Public Inspection File)**

Approved by OMB  
3060-0084  
Expires 4/30/90

UNITED STATES OF AMERICA  
FEDERAL COMMUNICATIONS COMMISSION

Ownership Report  
For Noncommercial Educational Broadcast  
Station

INSTRUCTIONS

1. This report is to be filed as follows by noncommercial educational TV, FM, or AM broadcast stations (See Section 73.3615 of the Commission's Rules.)
  - (a) By licensees with the application for renewal of station license. Licensees with current unamended Ownership Reports on file at the Commission may so indicate on their renewal applications and be relieved of the obligation to file a new Ownership Report.
  - (b) By licensees or permittees within 30 Days after the consummation, pursuant to Commission consent, of a transfer of control, or an assignment of license or the grant of an original construction permit.
  - (c) By licensees or permittees within 30 days after changes in the information called for by this form.
  - (d) File one copy with the Federal Communications Commission, Washington, D.C. 20554. If information submitted is equally applicable to each station above listed, one report may be filed for all such stations; otherwise a separate report shall be filed for each station.
  - (e) This form is to be filled out completely when filed pursuant to (a) and above. When filled out pursuant to (c), changes only need be noted.
2. Any contract or modification of contract relating to the ownership, control, or management of the licensee or permittee must be filed with the Commission, as required by Section 73.3613 of the Rules. Attention is directed to the fact that Section 73.3613 requires the filing of all contracts of the types specified and is not limited to executed contracts but includes options, pledges, and other executory agreements and contracts relating to ownership, control, or management.
3. This form should be used to report all types of transactions concerning agreements and voting control.
4. If the licensee or permittee is directly or indirectly controlled by another entity, a separate Form 323E should be submitted to report changes in the officers and directors of such entity.
5. This form is not to be used to report or request a transfer of control or assignment of license or construction permit (except to report a transfer of control or assignment of license made pursuant to prior Commission consent). The appropriate forms for use in connection with such transfers or assignments are FCC Forms 314, 315, and 316. It is the prime responsibility of the licensee or permittee to determine whether a given transaction constitutes a transfer of control or an assignment.
6. The official title of the respondent must be an officer of the licensee or permittee corporation or association, or in case of a governmental or public educational agency, a duly authorized administrative representative thereof.

FOR COMMISSION USE ONLY

File No.

Name of Applicant

San Francisco Unified School District

Telephone No. (Include Area Code) (415) 841-4121

1. All of the information furnished is reported as of

January 31, 1993

(date must comply with Section 73.3615(e) when box 1(a) below is checked)

This report is filed pursuant to instruction (Check One)

1(a) ☐ Renewal

(b) ☐ Transfer of Control,  
Assignment of License, or  
Construction Permit

(c) ☒ Change of prior report, for the following stations:

Call sign KALW

Type of station FM Educational

Location

City San Francisco

State CA

2. List all contracts and other instruments set forth in Section 73.3613 of the Commission's Rules and Regulations

Description of contract or instrument

\*Corporation for Public Broadcasting

\*National Public Radio  
(Program Agreement on file)

\*Public Radio International  
(Program Agreement on file)

Name of person or organization with whom contract is made

Corporation for Public Broadcasting  
National Public Radio  
Public Radio International

Date of execution

C.P.B. Oct. 25, 1990 N.P.R.:

P.R.I. Aug. 10, 1990 Aug. 8, 1988

Date of expiration C.P.B. continues yr to yr

N.P.R. continues yr to yr

P.R.I. continues yr to yr

3. Is the governing board directly or indirectly under the control of another entity?

☐ Yes ☒ No

If "Yes", give name and nature of entity

4. Show the interests in any other broadcast station of the licensee or permittee, or any of its officers, members of the governing board, and holders of 1% or more ownership interest, if any.

(None)

Give the following information as to applicant's officers, members of governing board, and holders of 1% or more ownership interest, if any.

PLEASE SEE ATTACHMENT 3 FOR COMPLETE INFORMATION

NAME AND RESIDENCE	OFFICE HELD	CITIZENSHIP	PRINCIPAL PROFESSION OR OCCUPATION	BY WHOM APPOINTED OR ELECTED
WADEMAR ROJAS	SUPERINTENDENT			BOARD OF EDUCATION
KEITH JACKSON	PRESIDENT			ELECTED
CARLOTA DEL PORTILLO	MEMBER			ELECTED
MARY T. HERNANDEZ	MEMBER			ELECTED
DAN KELLY	MEMBER			ELECTED
JUANITA OWENS	MEMBER			ELECTED
STEVE PHILLIPS	MEMBER			ELECTED
JILL WYNNS	MEMBER			ELECTED
PLEASE SEE ATTACHMENT 3 FOR COMPLETE INFORMATION				

### CERTIFICATION

(Date of certification must be within 30 days of date shown in Item 1 when box 1(a) is checked and in no event prior to Item 1 date.

I certify that the statements in this Report are true, complete and correct to the best of my knowledge and belief, and are made in good faith.

NAME OF LICENSEE OR PERMITEE	SIGNATURE
SAN FRANCISCO UNIFIED SCHOOL DISTRICT	<i>Waldemar Rojas (S.D.)</i>
TITLE SUPERINTENDENT	DATE 7/30/97

WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001), AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. CODE, TITLE 47, SECTION 312(a)(1)), AND/OR FORFEITURE (U.S. CODE, TITLE 47, SECTION 503).

### FCC NOTICE TO INDIVIDUALS REQUIRED BY THE PRIVACY ACT AND THE PAPERWORK REDUCTION ACT

The solicitation of personal information requested in this Report is authorized by the Communications Act of 1934, as amended. The Commission will use the information provided in this Report to assess compliance with the Commission's regulations and policies. In reaching that determination, or for law enforcement purposes, it may become necessary to refer personal information contained in this form to another government agency. In addition, all information provided in this form will be available for public inspection. If information requested on the form is not provided, processing may be delayed while a request is made to provide the missing information or the Report may be returned without action pursuant to the Commission's Rules. Your response is required to obtain the requested authorization.

Public reporting burden for this collection of information is estimated to average 4 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the burden, can be sent to the Federal Communications Commission, Records Management Branch, AMD-IM, Paperwork Reduction Project (3060-0084), Washington, D. C. 20554.

IF FOREGOING NOTICE IS REQUIRED BY THE PRIVACY ACT OF 1974, P.L. 93-579, DECEMBER 31, 1974, 5 U.S.C. 552a(e)(3), AND THE PAPERWORK REDUCTION ACT OF 1980, P.L. 96-511, DECEMBER 11, 1980, 44 U.S.C. 3507.

*22*

1993

Name and Residence	Office Held	Citizenship	Principal Occupation or Profession	By whom elected or appointed
Jill Wynns 124 Brewster Street San Francisco, CA 94110	Member, Board of Education	U.S.	Community Activist	Elected at Large
Angie Fa 271 Bartlett Street San Francisco, CA 94110	Member, Board of Education	U.S.	Educator	Elected at Large
Steve Phillips 439 Connecticut Street San Francisco, CA 94107	Member, Board of Education	U.S.	Attorney	Elected at Large
Tom Amiano <i>Δμμ146D</i> 162 Prospect Street San Francisco, CA 94110	Member, Board of Education	U.S.	Educator	Elected at Large
Leland Yee 1489 Dolores Street San Francisco, CA 94110	Member, Board of Education	U.S.	Psychologist	Elected at Large
Dan Kelly 255 San Marcos San Francisco, CA 94116	Member, Board of Education	U.S.	Physician	Elected at Large
Carlotta Del Portillo 84 Berkeley Way San Francisco, CA 94131	Member, Board of Education	U.S.	Educator	Elected at Large
Waldemar Rojas 135 Van Ness San Francisco, CA 94102	Superintendent of Schools	U.S.	Superintendent	Appointed by Board of Education



## **ATTACHMENT D**

**SFUSD 1995**

**SUPPLEMENTAL REPORT**

**(From KALW Public Inspection File)**

Approved by OMB  
3060-0084  
Expires 4/30/90

UNITED STATES OF AMERICA  
FEDERAL COMMUNICATIONS COMMISSION

Ownership Report  
For Noncommercial Educational Broadcast  
Station

INSTRUCTIONS

- This report is to be filed as follows by noncommercial educational TV, FM, or AM broadcast stations (See Section 73.3615 of the Commission's Rules.)
  - By licensees with the application for renewal of station license. Licensees with current unamended Ownership Reports on file at the Commission may so indicate on their renewal applications and be relieved of the obligation to file a new Ownership Report.
  - By licensees or permittees within 30 days after the consummation, pursuant to Commission consent, of a transfer of control, or an assignment of license or the grant of an original construction permit.
  - By licensees or permittees within 30 days after changes in the information called for by this form.
  - File one copy with the Federal Communications Commission, Washington, D.C. 20554. If information submitted is equally applicable to each station above listed, one report may be filed for all such stations; otherwise a separate report shall be filed for each station.
  - This form is to be filled out completely when filed pursuant to (a) and (c) above. When filled out pursuant to (c), changes only need be noted.
- Any contract or modification of contract relating to the ownership, control, or management of the licensee or permittee must be filed with the Commission, as required by Section 73.3613 of the Rules. Attention is directed to the fact that Section 73.3613 requires the filing of all contracts of the types specified and is not limited to executed contracts but includes options, pledges, and other executory agreements and contracts relating to ownership, control, or management.
- This form should be used to report all types of transactions concerning agreements and voting control.
- If the licensee or permittee is directly or indirectly controlled by another entity, a separate Form 323E should be submitted to report changes in the officers and directors of such entity.
- This form is not to be used to report or request a transfer of control or assignment of license or construction permit (except to report a transfer of control or assignment of license made pursuant to prior Commission consent). The appropriate forms for use in connection with such transfers or assignments are FCC Forms 314, 315, and 316. It is the prime responsibility of the licensee or permittee to determine whether a given transaction constitutes a transfer of control or an assignment.
- The official title of the respondent must be an officer of the licensee or permittee corporation or association, or in case of a governmental or public educational agency, a duly authorized administrative representative thereof.

FOR COMMISSION USE ONLY

File No.

Name of Applicant

San Francisco Unified School District

Telephone No. (Include Area Code)

1. All of the information furnished is reported as of

January 31, 1995

(date must comply with Section 73.3615(e) when box 1(a) below is checked)

This report is filed pursuant to instruction (Check One).

1(a) ☐ Renewal

(b) ☐ Transfer of Control,  
Assignment of License, or  
Construction Permit

(c) ☒ Change of prior report, for the following stations:

Call sign KALW

Type of station FM Educational

Location

City San Francisco

State CA

2. List all contracts and other instruments set forth in Section 73.3613 of the Commission's Rules and Regulations

Description of contract or instrument

\*Corporation for Public Broadcasting

\*National Public Radio  
(Program Agreement on file)

\*Public Radio International  
(Program Agreement on file)

Name of person or organization with whom contract is made

Corporation for Public Broadcasting  
National Public Radio  
Public Radio International

Date of execution

C.P.B. Oct. 25, 1990 N.P.R.:

P.R.I. Aug. 10, 1990 Aug. 8, 1988

Date of expiration C.P.B. continues yr to yr

N.P.R. continues yr to yr

P.R.I. continues yr to yr

3. Is the governing board directly or indirectly under the control of another entity?

☐ Yes ☒ No

If "Yes", give name and nature of entity

4. Show the interests in any other broadcast station of the licensee or permittee, or any of its officers, members of the governing board, and holders of 1% or more ownership interest, if any.

(None)

5. Give the following information as to applicant's officers, members of governing board, and holders of 1% or more ownership interest, if any.

NAME AND RESIDENCE	OFFICE HELD	CITIZENSHIP	PRINCIPAL PROFESSION OR OCCUPATION	BY WHOM APPOINTED OR ELECTED
Ms Jdill Wynns 124 Brewster St S.F. CA 94110	Member, Board of Education	U.S.	Community Activist	Elected by San Francisco voters
Ms Angie Fa 271 Bartlett St S.F. CA 94110	Member, Board of Education	U.S.	Educator	Elected by San Francisco voters
Mr Steve Phillips 439 Connecticut Street S.F. CA 94107	Member, Board of Education	U.S.	Attorney	Elected by San Francisco voters
Mr Tom Ammiano 162 Prospect St S.F. CA 94110	Member, Board of Education	U.S.	Educator	Elected by San Francisco voters

Section 310(d) of the Communications Act of 1934 requires that consent of the Commission must be obtained prior to the assignment or transfer of control of a station license or construction permit. This form may not be used to report or request an assignment of license or transfer of control (except to report an assignment of license or control made pursuant to prior Commission consent).

#### CERTIFICATION

(Date of certification must be within 30 days of date shown in Item 1 when box 1(a) is checked and in no event prior to Item 1 date.)

I certify that the statements in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith.

Signed and dated this 10 day of DEC, 19 77.

San Francisco Unified School District

(NAME OF LICENSEE OR PERMITTEE)

By

Waldemar Rojas (L.S.)  
(SIGNATURE)

Title

Superintendent of Schools

WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE  
PUNISHABLE BY FINE AND IMPRISONMENT.  
U.S. CODE, TITLE 18, SECTION 1001.

#### FCC NOTICE TO INDIVIDUALS REQUIRED BY THE PRIVACY ACT AND THE PAPERWORK REDUCTION ACT

The solicitation of personal information requested in this application is authorized by the Communications Act of 1934, as amended.

The principal purpose(s) for which the information will be used is to determine if the benefit requested is consistent with the public interest.

The staff, consisting variously of attorneys, accountants, engineers, and applications examiners, will use the information to determine whether the application should be granted, denied, dismissed, or designated for hearing.

If the information requested is not provided, the application may be returned without action having been taken upon it or its processing may be delayed while a request is made to provide the missing information.

Accordingly, every effort should be made to provide all necessary information. Your response is required to retain this benefit.

THE FOREGOING NOTICE IS REQUIRED BY THE PRIVACY ACT OF 1974, P.L. 93-579, December 31, 1974, 5 U.S.C. 552a(e) (3), AND THE PAPERWORK REDUCTION ACT OF 1980, P.L. 96-511, DECEMBER 11, 1980, 44 U.S.C. 3507.

5. Give the following information as to applicant's officers, members of governing board, and holders of 1% or more ownership interest, if any.

NAME AND RESIDENCE	OFFICE HELD	CITIZENSHIP	PRINCIPAL PROFESSION OR OCCUPATION	BY WHOM APPOINTED OR ELECTED
Dr Leland Yee 1489 Dolores St S.F. CA 94110	Member, Board of Education	U.S.	Psychologist	Elected by San Francisco voters
Dr Dan Kelly 255 San Marcos S.F. CA 94116	Member, Board of Education	U.S.	Physician	Elected by San Francisco voters
Dr Carlotta del Portillo 84 Berkeley Way S.F. CA 94131	Member, Board of Education	U.S.	Educator	Elected by San Francisco voters
Waldemar Rojas, 135 Van Ness Av. S.F. CA 94102	Superinten- dent of Schools	U.S.	Superinten- dent	Appointed by Board of Education

Residence	Office Held	Citizenship	Principal Occupation or Profession	By whom elected or appointed
Street CA 94110	Member, Board of Education	U.S.	Community Activist	Elected at Large
Street , CA 94110	Member, Board of Education	U.S.	Educator	Elected at Large
icut Street o, CA 94107	Member, Board of Education	U.S.	Attorney	Elected at Large
in er Street, #809 co, CA 94115	Member, Board of Education	U.S.	Student	Elected at Large
es Street sco, CA 94110	Member, Board of Education	U.S.	Psychologist	Elected at Large
largos is 94116	Member, Board of Education	U.S.	Physician	Elected at Large
Del Portillo ley Way cisco, CA 94131	Member, Board of Education	U.S.	Educator	Elected at Large
ar Rojas Ness cisco, CA 94102	Superintendent of Schools	U.S.	Superintendent	Appointed by Board of Education